

# **EXHIBIT B**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JAMES EVERETT SHELTON,

Plaintiff,

v.

DIRECT ENERGY, LP and  
KAA ENERGY, INC.,

Defendants.

Case No. 2:20-cv-03966-CMR

Judge Cynthia M. Rufe

**AFFIDAVIT OF TIFFANY C. KIELY REGARDING SERVICE**

STATE OF OHIO                    )  
COUNTY OF FRANKLIN        )

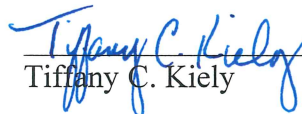
I, Tiffany C. Kiely (“Affiant”), do hereby declare and affirm that the following is true and accurate to the best of my knowledge and belief:

1. I am at least eighteen years of age and have personal knowledge of all facts set forth herein.
2. I am a paralegal employed by Murray Murphy Moul + Basil LLP, counsel of record for Plaintiff in the above-captioned matter.
3. On December 23, 2020, I sent the Summons and Complaint in this matter via U.S. First Class Mail to KAA Energy, Inc., c/o David Atiqi, 3914 Trailstone Lane, Katy, Texas 77494 and purchased a postal Certificate of Mailing evidencing the same. A true and accurate copy of the Certificate of Mailing is attached hereto as Exhibit 1.
4. On December 23, 2020, I sent the Summons and Complaint in this matter via electronic mail to David Atiqi at david@kaaenergy.com. A true and accurate copy of the email is attached hereto as Exhibit 2.

5. On December 23, 2020, I sent the Summons and Complaint in this matter via certified mail, return receipt requested, to KAA Energy, Inc., c/o David Atiqi, 3914 Trailstone Lane, Katy, Texas 77494.

6. On February 2, 2021, the United States Postal Service returned the certified mail envelope to our office with a notation indicating the certified mail was unclaimed. A true and accurate copy of the returned envelope indicating its unclaimed status is attached hereto as Exhibit 3.

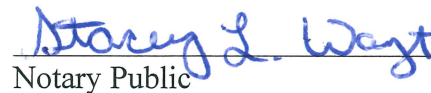
FURTHER AFFIANT SAYETH NAUGHT.

  
Tiffany C. Kiely

Subscribed to and sworn before me this 9<sup>th</sup> day of February, 2021.



Stacey L Wayt  
Notary Public  
In and For the State of Ohio  
My Commission Expires  
19 June 2022

  
Notary Public

**UNITED STATES  
POSTAL SERVICE®****Certificate Of  
Mailing**

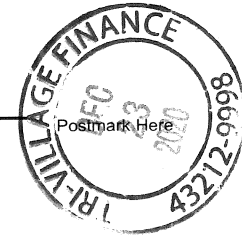
This Certificate of Mailing provides evidence that mail has been presented to USPS® for mailing.  
This form may be used for domestic and international mail.

To pay fee, affix stamps or  
meter postage here.

From:

MURRAY MURPHY MOUL + BASIL LLP1114 DUBLIN RDCOLUMBUS OH 43215

To:

KAA ENERGY, INC.C/O DAVID ARIOL, REGISTERED AGENT3914 TRAILSTONE LNKATY, TX 77494-2474

Murray Murphy Moul + Basil LLP

Tiffany Kiely <tiffany@mmmb.com>

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**Shelton v. Direct Energy, LP, et al., Case No. 2:20-cv-3966**

1 message

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**Tiffany Kiely** <tiffany@mmmb.com>

Wed, Dec 23, 2020 at 11:04 AM

To: david@kaaenergy.com

Cc: Brian Murphy <murphy@mmmb.com>, Jonathan Misny <misny@mmmb.com>, Anthony Paronich <anthony@paronichlaw.com>, Matthew McCue <mmccue@massattorneys.net>, "Edward A. Broderick" <ted@broderick-law.com>

Mr. Atiqui:

Pursuant to the attached Order entered on December 22, 2020, attached please find the Summons and Complaint being served upon Defendant KAA Energy, Inc. in the above-named matter.

Tiffany C. Kiely, Paralegal  
Murray Murphy Moul + Basil LLP  
1114 Dublin Road  
Columbus, OH 43215  
Direct: 614.610.9656  
[tiffany@mmmb.com](mailto:tiffany@mmmb.com)

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**2 attachments**

**017. Order (Granting Motion for Alternative Service) 12.22.20.pdf**  
49K



**Summons and Complaint for Service KAA Energy.pdf**  
2867K



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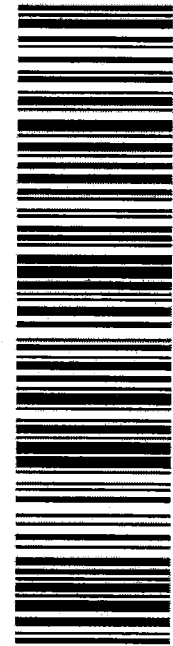
**USPS FIRST CLASS MAIL®**

Murray Murphy Moul + Basil LLP  
1114 Dublin Road  
Columbus OH 43215-1039

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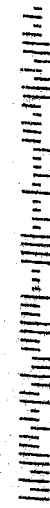
SHIP TO:  
KAA ENERGY, INC.  
C/O DAVID ATIQU, REGISTERED AGENT  
3914 TRAILSTONE LN  
KATY TX 77494-2474

**USPS CERTIFIED MAIL™**



9414 7118 9956 4012 1996 55

*Handwritten:* 12-3-20  
MURPHY



**SENDER: COMPLETE THIS SECTION**

- ☐ Complete items 1, 2, and 3.
- ☐ Print your name and address on the reverse so that we can return the card to you.
- ☐ Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

KAA ENERGY, INC.

c/o DAVID ATRIAL, ASSISTANT AGENT

3914 TRAILSTONE LN

KATY TX 77494



9590 9402 4500 8278 4345 66

2. Article Number (Transfer from service label)

7018 1830 0000 2575 3156

PS Form 3811, July 2015 PSN 7530-02-000-9053

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

☒ X☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

- |  |   |
|--|---|
| <input type="checkbox"/> Adult Signature Restricted Delivery     | <input type="checkbox"/> Priority Mail Express®                     |
| <input type="checkbox"/> Adult Signature Restricted Delivery     | <input type="checkbox"/> Registered Mail™                           |
| <input type="checkbox"/> Certified Mail®                         | <input type="checkbox"/> Return Receipt for Merchandise             |
| <input type="checkbox"/> Certified Mail Restricted Delivery      | <input type="checkbox"/> Signature Confirmation™                    |
| <input type="checkbox"/> Collect on Delivery                     | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery |   |
| <input type="checkbox"/> Insured Mail                            |   |
| <input type="checkbox"/> Mail Restricted Delivery                |   |

Domestic Return Receipt